

**RILEY M. MURPHY**

ATTORNEY AT LAW

ENERGY CENTRE

1100 POYDRAS, SUITE 2590

NEW ORLEANS, LOUISIANA 70163-2590

ALSO ADMITTED IN DISTRICT OF COLUMBIA

May 24, 1993

via AIRBORNE EXPRESS

RECEIVED

MAY 25 1993

TEL: (504) 585-3776

FEDERAL COMMUNICATIONS COMMISSION 585-3776  
OFFICE OF THE SECRETARY

Ms. Donna Searcy  
Secretary  
Federal Communications Commission  
1919 M Street, N.W.  
Washington, D.C. 20554

ATTN: Mass Media Bureau

Re: Petition for Rule Making  
New FM Allotment  
Esparto, California  
Our File No. 1456-401

RECEIVED

MAY 25 1993

FCC MAIL BRANCH

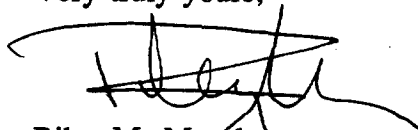
Dear Ms. Searcy:

Transmitted herewith for filing on behalf of Esparto Broadcasting are an original and four (4) copies of its "Petition for Rule Making" ("Petition") to allocate Channel 250A to Esparto, California. Also enclosed is an additional copy to be date-stamped and returned to the undersigned in the envelope provided.

This Petition was originally filed with the Federal Communications Commission's ("Commission") Fees Section on May 4, 1993. However, by letter dated May 11, 1993 from Regina W. Dorsey, Chief, Billings and Collections Branch, this petition mistakenly was returned to my office because no filing fee was included. As you know, no filing fee is necessary with a petition for rule making for a new FM allotment. As proof that this Petition was filed on May 4, 1993, I have enclosed with the Petition my original cover letter indicating its receipt on that date by the Commission. This should be sufficient evidence to recognize May 4, 1993 as the filing date.

If you have any questions regarding this matter, please do not hesitate to contact the undersigned.

Very truly yours,

  
Riley M. Murphy

/dar

Enclosure

cc: Ms. Nancy B. Joyner

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**RILEY M. MURPHY**

ATTORNEY AT LAW

ENERGY CENTRE

1100 POYDRAS, SUITE 2500

NEW ORLEANS, LOUISIANA 70163-2590

RECEIVED

MAY 4 1 21 PM '93

ALSO ADMITTED IN DISTRICT OF COLUMBIA

May 3, 1993

via AIRBORNE EXPRESS

FCC  
FEEES  
RECEIVED  
TEL: (504) 585-3775  
FAX: (504) 585-3775

MAY 25 1993

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

Ms. Donna Searcy  
Secretary  
Federal Communications Commission  
1919 M Street, N.W.  
Washington, D.C. 20554

RECEIVED

MAY 25 1993

ATTN: Mass Media Bureau

FCC MAIL BRANCH

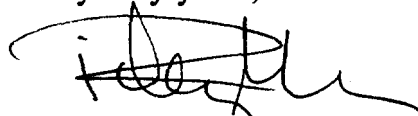
Re: Petition for Rule Making  
New FM Allotment  
Esparto, California  
Our File No. 1456-401

Dear Ms. Searcy:

Transmitted herewith for filing on behalf of Esparto Broadcasting are an original and four (4) copies of its "Petition for Rule Making" to allocate Channel 250A to Esparto, California. Also enclosed is an additional copy to be date-stamped and returned to the undersigned in the envelope provided.

If you have any questions regarding this matter, please do not hesitate to contact the undersigned.

Very truly yours,



Riley M. Murphy

/dar

Enclosure

cc: Ms. Nancy B. Joyner

**BEFORE THE  
FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON, D.C. 20554**

**RECEIVED**  
**MAY 25 1993**  
FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

**In the Matter of**

**Amendment of Section 73.202(b)  
Table of Allotments  
FM Broadcast Stations  
(Esparto, CA)**

**MM Docket No.**

**RM**

**RECEIVED**

**MAY 25 1993**

**FCC MAIL BRANCH**

**PETITION FOR RULE MAKING**

1. Esparto Broadcasting, through undersigned counsel, hereby requests an amendment to the FM Table of Allotments, Section 73.202(b) of the Commission's Rules, to allot Channel 250A to Esparto, California as its first FM channel. Esparto Broadcasting will file an application for a new FM broadcast service at Esparto if the channel is allotted.

2. Esparto is a census designated place located in Yolo County and is listed in the 1990 U.S. Census with a population of 1,487 persons. The population of Yolo County is listed in the 1990 U.S. Census with 141,092 persons.

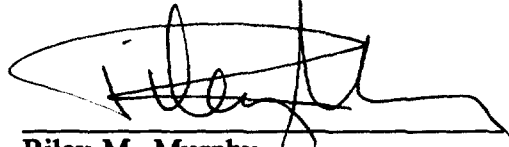
3. In the attached engineering statement, a distance separation study is provided which indicates that Channel 250A can be allotted to Esparto consistent with Section 73.207 of the Commission's Rules.

4. Accordingly, Esparto Broadcasting respectfully requests the initiation of a rule making proceeding to allot Channel 250A to Esparto, California as its first FM channel.

Respectfully submitted,

ESPARTO BROADCASTING

By:

A handwritten signature in black ink, appearing to read 'Riley M. Murphy', written over a horizontal line.

Riley M. Murphy  
Attorney at Law  
1100 Poydras Street  
Suite 2590  
New Orleans, LA 70163-2590  
Telephone: (504) 585-3775

Its Attorney

Dated: May 3, 1993

STROTHER & ASSOCIATES  
3795 N. Morrison - Hammond LA 70401

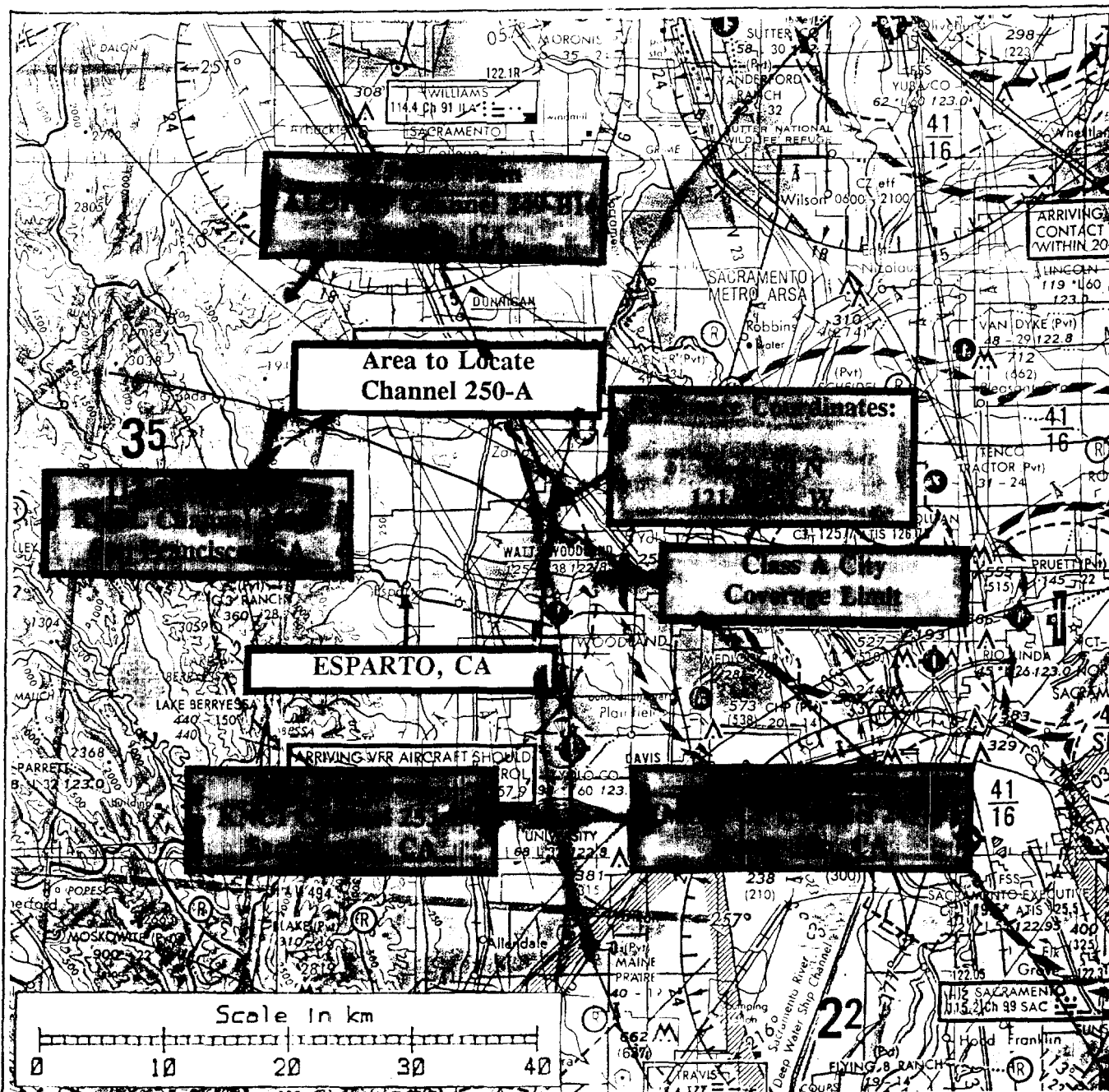
ESPARTO, CA  
250A, PRM

REFERENCE	CLASS A	DISPLAY DATES
38 44 50 N		DATA 01-04-93
121 52 51 W	Current rules spacings	SEARCH 04-15-93
----- CHANNEL 250 - 97.9 MHz -----		

CALL	CH#	CITY	STATE	BEAR'	D-KM	R-KM	MARGIN
KNCI	253B	Sacramento	CA	99.6	69.12	69.0	0.12 <
KABLFM	251B	San Francisco	CA	208.5	113.13	113.0	0.13 <
KMGG.A	249B1	Monte Rio	CA	256.2	96.76	96.0	0.76 <
KMGG.C	249B1	Monte Rio	CA	256.3	96.82	96.0	0.82 <
ALOPEN	249B1	Oroville	CA	23.4	99.71	96.0	3.71
KEWE	249A	Oroville	CA	25.3	85.98	72.0	13.98
KEWE.A	249A	Oroville	CA	25.3	85.98	72.0	13.98
KWIN	249A	Lodi	CA	144.6	94.81	72.0	22.81
KMGG	249A	Monte Rio	CA	256.3	96.82	72.0	24.82
KBUL	251C	Carson City	NV	73.3	197.13	165.0	32.13
KBUL.A	251C	Carson City	NV	73.3	197.13	165.0	32.13
KRQR	247B	San Francisco	CA	208.5	113.40	69.0	44.40

EXHIBIT #1

SEPARATION STUDY THAT SHOWS REFERENCED SITE CLEAR OF ANY SHORT-SPACING FOR PROPOSED RULE MAKING TO ALLOCATE CHANNEL 250-A TO ESPARTO, CA.



## USABLE AREA STUDY

DASHED ARC REPRESENTS A  
TYPICAL CLASS A FACILITY'S  
70 dbu CITY GRADE CONTOUR  
WHICH WOULD CLEARLY SERVE  
ESPARTO, CA FROM THE SPECI-  
FIED REFERENCE COORDINATES  
OF: LAT 38-44-50  
LONG 121-52-51

EXHIBIT #2  
PROPOSED RULE MAKING  
ESPARTO, CA  
-----  
CHANNEL 250-A  
-----

STPOTHER & ASSOCIATES  
-----

**CERTIFICATE OF SERVICE**

I hereby certify that I have this 3rd day of May, 1993, caused to be served by depositing same in the United States Mail, postage prepaid and properly addressed, a copy of the foregoing "Petition for Rule Making" to the following:

Nancy V. Joyner  
Allocations Branch - Mass Media Bureau  
Federal Communications Commission  
2025 M Street, N.W. -- Room 8314  
Washington, D.C. 20554

  
Debra A. Randazzo